

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

**NOTICE OF DEPOSITION OF STACY GEORGE**

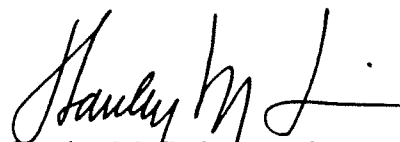
To: Stacy George  
c/o Associates in Counseling and Child Guidance, Inc.  
272 East Connolly Boulevard  
Sharon, PA 16146

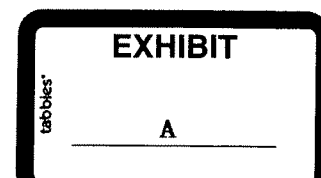
**TAKE NOTICE** that the deposition of Stacy George, will be taken before a Notary Public on **November 14, 2005, beginning at 11:30 a.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSTEIN GRINBERG STEIN & MCKEE

By:

  
Stanley M. Stein, Esquire  
Attorney for Plaintiff, Mary White

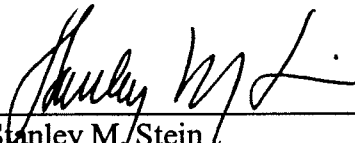


**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of Stacy George was served via First Class, U.S. Mail, postage prepaid, this 26<sup>th</sup> day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein

AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the  
**UNITED STATES DISTRICT COURT**  
 WESTERN DISTRICT OF PENNSYLVANIA

Mary L. White

**SUBPOENA IN A CIVIL CASE**

V.

Shayen A. George

Case Number:<sup>1</sup> 00-2466

TO: Stacy George  
 c/o Associates in Counseling and Child Guidance, Inc.  
 272 East Connolly Boulevard  
 Sharon, PA 16146

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION Feldstein Grinberg Stein & McKee  
 428 Boulevard of the Allies, Pittsburgh, PA 15219

DATE AND TIME  
 11/14/05 - 11:30

☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

See attached Exhibit A.

PLACE Feldstein Grinberg Stein & McKee  
 428 Boulevard of the Allies, Pittsburgh, PA 15219

DATE AND TIME  
 11/14/05 - 11:30

☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

DATE

*Stanley M. Stein*  
 Attorney for Plaintiff

10/27/05

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Stanley M. Stein, Esquire  
 Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies  
 Pittsburgh, PA 15219 (412) 263-6111

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

---

**PROOF OF SERVICE**


---

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

---

**DECLARATION OF SERVER**


---

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

---

**Rule 45, Federal Rules of Civil Procedure, Parts C & D:**


---

**(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.**

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend

trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

**(B) If a subpoena**

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

**(d) DUTIES IN RESPONDING TO SUBPOENA.**

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

**Exhibit A**

1. Any and all documents in your possession regarding Professional Employee Management Services, LLC and/or Psychology Support Services, LLC.

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

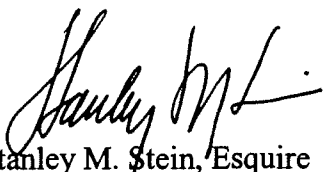
**NOTICE OF DEPOSITION OF LIBEG, GARGANO, BELL & ASSOCIATES**

To: Custodian of Records  
Libeg, Gargano, Bell & Associates  
3110 Highland Road  
Hermitage, PA 16148

**TAKE NOTICE** that the deposition of the Custodian of Records of Libeg, Gargano, Bell & Associates, will be taken before a Notary Public on **November 14, 2005, beginning at 2:30 p.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSTEIN GRINBERG STEIN & McKEE

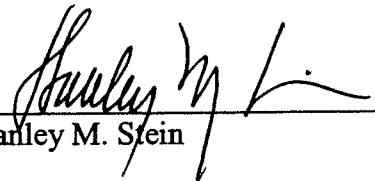
By:   
Stanley M. Stein, Esquire  
Attorney for Plaintiff, Mary White

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of the Custodian of Libeg, Gargano, Bell & Associates was served via First Class, U.S. Mail, postage prepaid, this 26<sup>th</sup> day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein

AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the  
**UNITED STATES DISTRICT COURT**

WESTERN

DISTRICT OF

PENNSYLVANIA

Mary L. White

**SUBPOENA IN A CIVIL CASE**

V.

Shayen A. George

Case Number:<sup>1</sup>

00-2466

TO: Custodian of Records  
Libeg, Gargano, Bell & Associates  
3110 Highland Road  
Hermitage, PA 16148

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

- ☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION Feldstein Grinberg Stein & McKee  
428 Boulevard of the Allies, Pittsburgh, PA 15219

DATE AND TIME

11/14/05 - 2:30 p.m.

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

See attached Exhibit A.

PLACE Feldstein Grinberg Stein & McKee  
428 Boulevard of the Allies, Pittsburgh, PA 15219

DATE AND TIME

11/14/05 - 2:30 p.m.

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

DATE

Attorney for Plaintiff

10/27/05

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER Stanley M. Stein, Esquire  
Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies  
Pittsburgh, PA 15219 (412) 263-6111

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.



AO88 (Rev. 1/94) Subpoena in a Civil Case

## PROOF OF SERVICE

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

## Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D:

## (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend

trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or  
(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmdemanding party to contest the claim.

**Exhibit A**

1. Any and all financial documents, work papers, ledgers, or any other document of whatever kind or nature regarding Professional Employee Management Services, LLC and/or Psychology Support Services, LLC.

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

**NOTICE OF DEPOSITION OF NATIONAL CITY BANK**

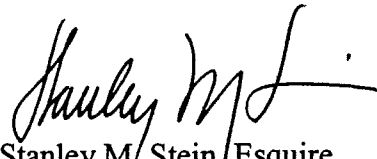
To: Custodian of Records  
National City Bank  
66 East State Street  
Sharon, PA 16146

**TAKE NOTICE** that the deposition of the Custodian of Records of National City Bank, will be taken before a Notary Public on **November 14, 2005, beginning at 1:30 p.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSTEIN GRINBERG STEIN & McKEE

By:

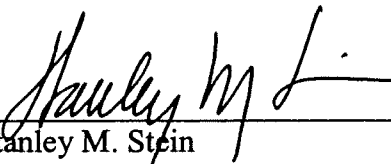
  
Stanley M. Stein, Esquire  
Attorney for Plaintiff, Mary White

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of the Custodian of Records of National City Bank was served via First Class, U.S. Mail, postage prepaid, this 26<sup>th</sup> day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein

SAO88 (Rev. 1/94) Subpoena in a Civil Case

**Issued by the**  
**UNITED STATES DISTRICT COURT**

WESTERN

DISTRICT OF

PENNSYLVANIA

Mary L. White

**SUBPOENA IN A CIVIL CASE**

V.

Shayen A. George

Case Number:<sup>1</sup> 00-2466

TO: National City Bank/Custodian of Records  
 66 East State Street  
 Sharon, PA 16146

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

- ☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION Feldstein Grinberg Stein & McKee 428 Boulevard of the Allies, Pittsburgh, PA 15219	DATE AND TIME 11/14/05 - 1:30 p.m.
---	---------------------------------------

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

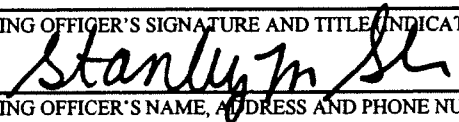
See attached Exhibit A.

PLACE Feldstein Grinberg Stein & McKee 428 Boulevard of the Allies, Pittsburgh, PA 15219	DATE AND TIME 11/14/05 - 1:30 p.m.
---	---------------------------------------

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
----------	---------------

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)  Attorney for Plaintiff	DATE 10/27/05
ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER Stanley M. Stein, Esquire Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies Pittsburgh, PA 15219 (412) 263-6111	

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

## PROOF OF SERVICE

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

## Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D:

## (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend

trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or  
(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.

**Exhibit A**

1. Any and all checking and other account statements, signature cards and other records relating to any accounts held in the name of Professional Employee Management Services, LLC and/or Psychology Support Services, LLC.

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

**NOTICE OF DEPOSITION OF EXECUTIVE DIRECTOR AND/OR CUSTODIAN OF  
RECORDS OF ASSOCIATES IN COUNSELING AND CHILD GUIDANCE**

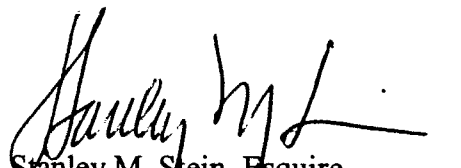
To: Executive Director and/or Custodian of Records  
c/o Associates in Counseling and Child Guidance, Inc.  
272 East Connelly Boulevard  
Sharon, PA 16146

**TAKE NOTICE** that the deposition of the Executive Director and/or Custodian of Records of Associates in Counseling and Child Guidance, Inc., will be taken before a Notary Public on **November 14, 2005, beginning at 9:30 a.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSTEIN GRINBERG STEIN & McKEE

By:

  
Stanley M. Stein, Esquire  
Attorney for Plaintiff, Mary White

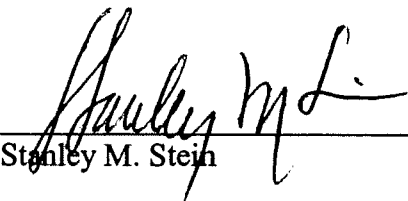


**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of Executive Director and/or Custodian of Records of Associates in Counseling and Child Guidance, Inc. was served via First Class, U.S. Mail, postage prepaid, this \_\_\_\_ day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein

AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the  
**UNITED STATES DISTRICT COURT**  
 WESTERN DISTRICT OF PENNSYLVANIA

Mary L. White

**SUBPOENA IN A CIVIL CASE**

V.

Shayen A. George

Case Number:<sup>1</sup> 00-2466

TO: Associates in Counseling and Child Guidance, Inc.  
 c/o Executive Director and/or Custodian of Records  
 272 East Connelly Boulevard  
 Sharon, PA 16146

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

- ☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION Feldstein Grinberg Stein & McKee 428 Boulevard of the Allies, Pgh., PA 15219	DATE AND TIME 11/14/05 - 9:30
---	----------------------------------

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

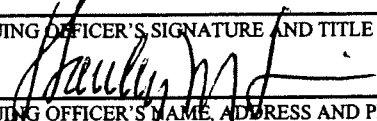
See attached Exhibit A.

PLACE Feldstein Grinberg Stein & McKee 428 Boulevard of the Allies, Pgh., PA 15219	DATE AND TIME 11/14/05 - 9:30
---	----------------------------------

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
----------	---------------

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)  Attorney for Plaintiff	DATE 10/27/05
ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER Stanley M. Stein, Esquire Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies Pittsburgh, PA 15219 (412) 263-6111	

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

## PROOF OF SERVICE

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

## Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D:

## (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend

trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or  
(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

**Exhibit A**

1. All documents regarding any payments from Associates in Counseling and Child Guidance (ACCG) to Professional Employee Management Services, LLC and/or Psychology Support Services, LLC, including:

(a) all invoices received by ACCG from either Professional Employee Management Services, LLC and/or Psychology Support Services, LLC;

(b) all checks evidencing payment by ACCG to Professional Employee Management Services, LLC and/or Psychology Support Services, LLC;

(c) any contracts between ACCG and Professional Employee Management Services, LLC and/or Psychology Support Services, LLC;

(d) all documents evidencing any and all service or product provided by Professional Employee Management Services, LLC and/or Psychology Support Services, LLC, to ACCG.

2. All minutes of the ACCG Board of Directors referring to or concerning Professional Employee Management Services, LLC and/or Psychology Support Services, LLC.

3. All documents submitted to and/or reviewed by the members of the Board of Directors of ACCG regarding Professional Employee Management Services, LLC and/or Psychology Support Services, LLC.

4. All minutes of the Board of Directors of ACCG regarding compensation determinations for Shayan A. George, including all minutes related to the establishment by the ACCG Board of Directors of Shayan A. George's salary for the years 2000, 2001, 2002, 2003, 2004, 2005 and 2006, if any.

5. Form 990 Tax Return for Associates in Counseling and Child Guidance, Inc., for the year 2004.

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

**NOTICE OF DEPOSITION OF JONES, GREGG, CREEHAN & GERACE**

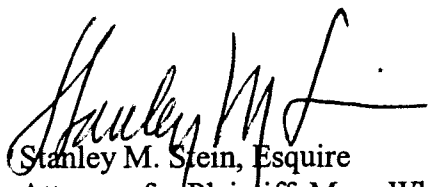
To: Jones, Gregg, Creehan & Gerace  
411 Seventh Avenue  
Suite 1200  
Pittsburgh, PA 15219

**TAKE NOTICE** that the deposition of Jones, Gregg, Creehan & Gerace, will be taken before a Notary Public on **November 14, 2005, beginning at 10:30 a.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSTEIN GRINBERG STEIN & McKEE

By:

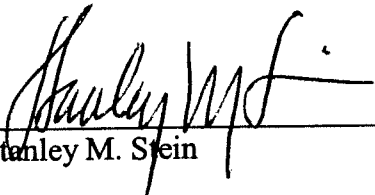
  
Stanley M. Stein, Esquire  
Attorney for Plaintiff, Mary White

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of Jones, Gregg, Creehan & Gerace was served via First Class, U.S. Mail, postage prepaid, this 26<sup>th</sup> day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

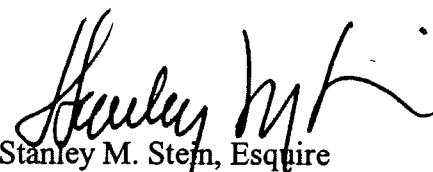
**NOTICE OF DEPOSITION OF SHAYEN A. GEORGE**

To: Shayen A. George  
c/o John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

**TAKE NOTICE** that the deposition of Shayen A. George, will be taken before a Notary Public on **November 17, 2005, beginning at 9:30 a.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSTEIN GRINBERG STEIN & McKEE

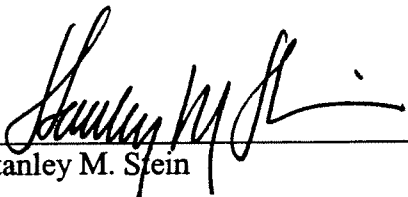
By:   
Stanley M. Stern, Esquire  
Attorney for Plaintiff, Mary White

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of Shayen A. George was served via First Class, U.S. Mail, postage prepaid, this 26<sup>th</sup> day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein



AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the  
UNITED STATES DISTRICT COURT

WESTERN

DISTRICT OF

PENNSYLVANIA

Mary L. White

V.

Shayen A. George

## SUBPOENA IN A CIVIL CASE

Case Number:<sup>1</sup> 00-2466

TO: Jones, Gregg, Creehan & Gerace  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

- ☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION Feldstein Grinberg Stein & McKee 428 Boulevard of the Allies, Pittsburgh, PA 15219	DATE AND TIME 11/14/05 - 10:30
---	-----------------------------------

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

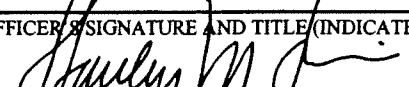
See attached Exhibit A.

PLACE Feldstein Grinberg Stein & McKee 428 Boulevard of the Allies, Pittsburgh, PA 15219	DATE AND TIME 11/14/05 - 10:30
---	-----------------------------------

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
----------	---------------

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)  Attorney for Plaintiff	DATE 10/27/05
---	------------------

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER  
Stanley M. Stein, Esquire, Feldstein Grinberg Stein & McKee  
428 Boulevard of the Allies, Pittsburgh, PA 15219 (412) 263-6111

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

**Exhibit A**

1. All unprivileged documents related to the establishment and organization of Professional Employee Management Services, LLC and/or Psychology Support Services, LLC.

AO88 (Rev. 1/94) Subpoena in a Civil Case

## PROOF OF SERVICE

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

## Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D:

## (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend

trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or  
(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARY L. WHITE,	)	CIVIL ACTION NO. 00-2466
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
SHAYEN A. GEORGE, M.A.,	)	
	)	
Defendant.	)	

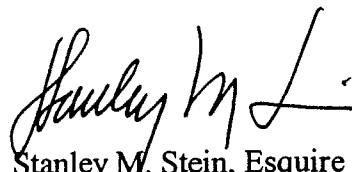
**NOTICE OF DEPOSITION OF THOMAS R. GEORGE**

To: Thomas R. George  
2515 Elkridge Drive  
Wexford, PA 15090

**TAKE NOTICE** that the deposition of the Custodian of Records of Libeg, Gargano, Bell & Associates, will be taken before a Notary Public on **November 18, 2005, beginning at 9:00 a.m.** at the offices of Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies, Pittsburgh, PA 15219.

All of said topics are relevant to the subject matter involved in this action and none of them are privileged. This deposition will continue from day to day until completed and you are required to attend and participate in this deposition.

FELDSSTEIN GRINBERG STEIN & MCKEE

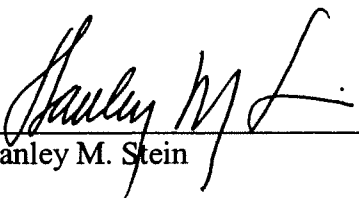
By:   
Stanley M. Stein, Esquire  
Attorney for Plaintiff, Mary White

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Notice of Deposition of Thomas R. George was served via First Class, U.S. Mail, postage prepaid, this 26<sup>th</sup> day of October, 2005, upon the following:

John P. Corcoran, Jr., Esquire  
Jones, Gregg, Creehan & Gerace, LLP  
411 Seventh Avenue, Suite 1200  
Pittsburgh, PA 15219-1905

Brian T. Must, Esquire  
Metz Lewis  
11 Stanwix Street  
Pittsburgh, PA 15222

  
\_\_\_\_\_  
Stanley M. Stein

AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the  
**UNITED STATES DISTRICT COURT**

WESTERN

DISTRICT OF

PENNSYLVANIA

Mary L. White

**SUBPOENA IN A CIVIL CASE**

V.

Shayen A. George

Case Number:<sup>1</sup> 00-2466

TO: Thomas R. George  
 2515 Elkridge Drive  
 Wexford, PA 15090

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

- ☒ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION Feldstein Grinberg Stein & McKee  
 428 Boulevard of the Pittsburgh, PA 15219

DATE AND TIME  
 11/18/05 - 9:00 a.m.

- ☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE

DATE AND TIME

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

DATE

Attorney for Plaintiff

10/27/05

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER Stanley M. Stein, Esquire  
 Feldstein Grinberg Stein & McKee, 428 Boulevard of the Allies  
 Pittsburgh, PA 15219 (412) 263-6111

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

## PROOF OF SERVICE

DATE

PLACE

SERVED

SERVED ON (PRINT NAME)

MANNER OF SERVICE

SERVED BY (PRINT NAME)

TITLE

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

## Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D:

## (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend

trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or  
(iv) subjects a person to undue burden.

## (B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

## (d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.